

Minutes of the Special and Regular Meeting of February 13, 2007
One Twin Pines Lane, Belmont, California

SPECIAL MEETINGS

CLOSED SESSION - 7:10 P.M.

- A. Conference with Legal Counsel - Anticipated Litigation, pursuant to Government Code Section 54956.9(b)(3)(A): One Case

Attended by Councilmembers Warden, Dickenson, Lieberman, Mathewson, City Manager Crist, City Attorney Zafferano, and Human Resources Director Sam. Mayor Feierbach was absent. City Clerk Cook was excused from attending.

ADJOURNMENT at this time, being 7:25 P.M.

Terri Cook
City Clerk

This meeting not tape recorded or videotaped.

REGULAR MEETING
CALL TO ORDER 7:30 P.M.

ROLL CALL

COUNCILMEMBERS PRESENT: Lieberman, Dickenson, Warden, Mathewson

COUNCILMEMBEERS ABSENT: Feierbach

Staff Present: City Manager Crist, City Attorney Zafferano, Community Development Director de Melo, Police Chief Mattei, Human Resources Director Sam, City Clerk Cook.

PLEDGE OF ALLEGIANCE

Led by City Clerk Cook.

REPORT FROM CLOSED SESSION

Vice-Mayor Lieberman reported that the Closed Session would be continued at the end of tonight's meeting.

SPECIAL PRESENTATIONS

Proclamation Honoring Belmont Police Corporal Chris R. Ledwith Upon His Retirement

Police Chief Mattei stated that it was with great sadness that the Department was saying goodbye to Corporal Ledwith. He outlined the series of injuries Corporal Ledwith had sustained over the years that led to his need for early retirement. He noted that Corporal Ledwith would always take on challenges, and had a good sense of humor and work ethic.

Vice Mayor Lieberman presented a proclamation to Corporal Ledwith.

Presentation of Police Department Awards: Dispatcher of the Year, Officer of the Year, Employee of the Year, Volunteer of the Year, Special Recognition Award

Police Department Annual Peer Awards were presented to Jim Cristman, Officer, Kathie Joe, Employee, Dino Ferrari, Dispatcher, and Manny Padilla, Volunteer of the Year, and Special Recognition Award to Joe Yanacek, Reserve Officer.

Vice-Mayor Lieberman congratulated the recipients and thanked the entire Police Department for its contribution to the community.

Councilmember Warden noted that former Councilmember Metropoulos could not attend the meeting, but wished to convey his thanks and congratulations to the award recipients, and best wishes to Corporal Ledwith.

Presentation by the Belmont Chamber of Commerce of proceeds from the 2006 Belmont Festival

Ron Denman, Belmont Chamber of Commerce President, presented the City with a check for its share of the proceeds of the 2006 Belmont Festival.

Diane Griest, Executive Director, thanked the City of Belmont and all the volunteers and participants for their involvement in the Festival.

PUBLIC COMMENTS AND ANNOUNCEMENTS

Shaun Brennan, Belmont resident, stated that he received a letter from Public Works Director Davis outlining the criteria used to address the parking reconfiguration near Carlmont High School. He noted that there should not have to be a collision before something is done to change the situation. All modes of transit use Alameda de las Pulgas, and the current parking configuration chokes the traffic. He requested information regarding any environmental study used for this project. He also asked if it was legal for the City to provide parking for the school.

Steve Lubin, Woodside resident, expressed support for Mr. Brennan. He is a member of the Woodside Bike Committee, and Alameda de las Pulgas is an important bike route. The area in front of Carlmont High School is dangerous in that bicyclists must ride in the traffic lane. There is a need for a dedicated bike lane in this area.

This matter was referred to staff for followup.

COUNCIL MEMBER COMMENTS AND ANNOUNCEMENTS

Councilmember Mathewson stated that during a recent trip to Palm Desert, California, he met with that city's staff who had come into possession of historic information on the former Belmont School for Boys. He forwarded the information to Denny Lawhern, President of the Belmont Historical Society.

RECESS: 8:03 P.M. (to the Redevelopment Agency Meeting)
RECONVENE: 8:50 P.M.

AGENDA AMENDMENTS

Councilmember Mathewson stated that the Mayor, who was absent this evening, asked him to express her concerns regarding Item 4-E (Resolution Accepting Work, Approving As-Built Plans, and Authorization to Issue a Notice of Substantial Completion for the East) because of construction equipment which was still on site.

City Manager Crist stated that staff would resolve this matter prior to the final recordation and payment.

Councilmember Mathewson requested removal of Item 4-F (Resolution Approving Investment Policy) for separate consideration.

Councilmember Dickenson requested that the record reflect that he is recused on Item 4-K (Approving the Amended Scope of Work to Include Additional Streets for Slurry Seal Project 2007 – Various Locations, City Contract Number 481) since he lives on a street affected by this project.

ITEMS APPROVED ON CONSENT CALENDAR

Approval of Minutes of Special and Regular Meeting of January 9, 2007.

Acceptance of Written Communications: 1) PUC Notice of Application for Approval of Recovery for PG&E; 2) Received 1/29/07, PUC Application of Selomon Alemayehu, DBA AM/PM All Airport Shuttle; 3) Received 2/5/07, PUC Application of Hayelom M. Nerie, DBA All Area Express Shuttle; and 4) PUC Application of Hafte Desta, New Airport Shuttle.

Approval of Resolution 9850 Honoring Police Corporal Chris R. Ledwith Upon his Retirement

Approval of Resolution 9851 Authorizing the Acceptance of \$500 Donation for the K-9 Program

Approval of Resolution 9852 Approving Salary Increase for City Clerk

Approval of Resolution 9853 Authorizing the Acceptance of Eight Automated External Defibrillators

Approval of Resolution 9854 Accepting the Office of Traffic Safety Grant #PS0526 With San Carlos Police Department

Approval of Resolution 9855 Accepting the Office of Traffic Safety Grant #OPO611 With San Carlos Police Department

Approval of Resolution 9856 Approving the Amended Scope of Work to Include Additional Streets for Slurry Seal Project 2007 – Various Locations, City Contract Number 481

Approval of Resolution 9857 Approving Salary Range for New Lead Dispatcher Classification

Approval of Resolution 9858 Accepting Work, Approving As-Built Plans, and Authorization to Issue a Notice of Substantial Completion for the EastLaurel Creek Stabilization Project – Hillside Drilling, City Contract Number 475

ACTION: On a motion by Councilmember Warden, seconded by Councilmember Mathewson, the Consent Agenda was unanimously approved, as amended, by a show of hands. Councilmember Dickenson is recused on Resolution 9856, as previously noted.

ITEMS APPROVED ON CONSENT CALENDAR

Resolution Approving Investment Policy

In response to Councilmember Mathewson's question regarding investment diversification, City Treasurer Violet noted that three- and six-month T-Bill returns net the same benefit as the Local Agency Investment Fund (LAIF). Investments are monitored daily. He clarified that the City's investment policy does not exclude the authority to use T-Bills, and the State provides guidelines, should they be used. More reporting detail is required, which is balanced against the staff effort to net a higher yield.

ACTION: On a motion by Councilmember Mathewson, seconded by Councilmember Dickenson, Resolution 9859 Approving Investment Policy was unanimously approved by a show of hands (4-0, Feierbach absent).

NEW BUSINESS

Civic Center and Twin Pines Park Signage Policy

Parks and Recreation Director Politzer stated this proposed policy will provide guidelines for signage in and around Twin Pines Park. Implementation, including costs, can be spread out, or the Council could direct an aggressive approach. This is an opportunity to upgrade the signage at the Park. The Parks and Recreation Commission unanimously recommended adoption of the policy.

ACTION: On a motion by Councilmember Mathewson, seconded by Councilmember Dickenson, and unanimously approved by a show of hands (4-0, Feierbach absent) to approve the Twin Pines Park Signage Policy, and to begin implementing a signage plan in an amount not to exceed \$10,000.

COMMISSION, COMMITTEE, AND COUNCIL INTERGOVERNMENTAL ASSIGNMENT UPDATES, AND STAFF ITEMS

Update on RV/Trailer Parking Ordinance (Verbal report)

Police Chief Mattei reported that, in general, the majority of residents have become compliant since the adoption of this ordinance in October of 2005. He reviewed the number of calls received and the number of citations issued. He clarified that staff cannot cite daily, and that people are moving their vehicles in order to avoid being cited. He recommended an amendment to the ordinance which would permit staff the ability to abate the problem (tow the vehicle) after a certain number of citations. He outlined options for the Council to consider.

Councilmember Mathewson noted that this has been an issue of Mayor Feierbach, and recommended that staff confer with her on this matter.

Council concurred to refer this matter to staff for a future ordinance amendment.

MATTERS OF COUNCIL INTEREST/CLARIFICATION

Discussion and direction regarding over-concentration of group homes/treatment facilities (Dickenson)

Councilmember Dickenson noted that the City received correspondence from the City of Newport Beach regarding the issue of over-concentration of group homes. He clarified that State law overrides local zoning laws if the group home has fewer than six beds. He noted that

many of these facilities are understaffed and overuse the 9-1-1 system. He recommended that the City Council consider a resolution to support the efforts in seeking local oversight legislation regarding these facilities, and he clarified that this is not an effort to eliminate them altogether.

Councilmember Warden stated he would support a resolution, but noted the previous issue in Belmont regarding a day care facility. He commented that there is a need to lobby for this type of legislation at the State level, and suggested contacting the League of California Cities.

Council concurred to direct staff to draft a resolution for future consideration.

Consideration of resolution requesting that SBWMA Member cities be able to have elected person as representative (Dickenson).

Councilmember Dickenson stated that this was a continuation of Councilmember Warden's previous issue regarding this matter. He noted that the process is under way for a new franchise, and this may be timely. He would be willing to lobby the other cities using Belmont's resolution.

City Manager Crist noted that City staff has attempted to get this matter on the agenda at the South Bayside Waste Management Authority (SBWMA), which was refused.

Councilmember Warden expressed concern that carrying this matter to other cities outside of the public process may be a violation of the Brown Act. Letters were sent to other cities regarding this matter, wherein Belmont's position was made known. He supports the goal and intent, and stated that a resolution may carry more weight than the previous letter.

Council concurred to direct staff to draft a resolution in support of member jurisdictions having the ability to have an elected official serve as its representative on the SBWMA board.

Consideration of resolution to support Virgin America Airlines in its attempt to receive regulatory approval from the Federal Aviation Administration (Mayor)

Vice-Mayor Lieberman noted that the Board of Supervisors is requesting that all cities in San Mateo County adopt a resolution supporting regulatory approval for Virgin American Airlines.

Council concurred to direct staff to place a resolution on the next agenda for adoption.

Consideration of resolution supporting the maintenance and expansion of local train service (Dickenson)

Councilmember Dickenson stated he has been meeting informally with other smaller cities regarding the issue that service by the baby bullet train is not fairly balanced. He provided a draft resolution regarding this issue. He noted that Belmont's share of Measure A funds is \$1 million, but a drop in service has been experienced from 2000 to 2006, and complaints have been received.

Discussion ensued regarding the proposed resolution language.

Councilmember Warden expressed concern regarding some of the specific language of the resolution, since there may be ramifications of which he is not aware.

City Manager Crist stated that Cal Train could be invited to participate in a discussion on this issue.

ADJOURNMENT to continued Closed Session, at this time, being 9:30 p.m.

CONTINUED CLOSED SESSION

- A. Conference with Legal Counsel - Anticipated Litigation, pursuant to Government Code Section 54956.9(b)(3)(A): One Case

Attended by Councilmembers Warden, Dickenson, Lieberman, Mathewson, City Manager Crist, City Attorney Zafferano, and Human Resources Director Sam. Mayor Feierbach was absent. City Clerk Cook was excused from attending.

ADJOURNMENT at this time, being 10:15 P.M.

Terri Cook
City Clerk

Meeting Tape Recorded and Videotaped

Audio Recording 656

Closed session not tape recorded or videotaped.